

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

UNITED STATES OF AMERICA, :  
 :  
vs. : DOCKET NUMBER  
 : 1:15-CR-109-AT-3  
RYAN VINCENT HILL, :  
 : ATLANTA, GEORGIA  
DEFENDANT. : JANUARY 23 - 26, 2017

**TRANSCRIPT OF JURY TRIAL (EXCERPTED) PROCEEDINGS  
BEFORE THE HONORABLE AMY TOTENBERG  
UNITED STATES DISTRICT JUDGE  
VOLUME IV OF IV**

APPEARANCES OF COUNSEL:

**FOR THE GOVERNMENT:**

JOHN S. GHOSE  
RICHARD MOULTRIE  
UNITED STATES ATTORNEY'S OFFICE

**FOR THE DEFENDANT:**

ALBERT L. NORTON, JR.  
NORTON & ASSOCIATES, P.C.

***MECHANICAL STENOGRAPHY OF PROCEEDINGS AND COMPUTER-AIDED  
TRANSCRIPT PRODUCED BY:***

***OFFICIAL COURT REPORTER: SHANNON R. WELCH, RMR, CRR  
2394 UNITED STATES COURTHOUSE  
75 TED TURNER DRIVE, SOUTHWEST  
ATLANTA, GEORGIA 30303  
(404) 215-1383***

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1 PROCEEDINGS OF JANUARY 26, 2017.

2 (The jury recommenced their deliberations at  
3 10:08 A.M., and the proceedings reconvened at  
4 11:38 A.M., as follows:)

5 THE COURT: Good morning. Please have a seat. I  
6 understand we have a verdict in the case. So I'm going to call  
7 the jury back, unless there is anything I need to address  
8 beforehand.

9 MR. GHOSE: No, Your Honor.

10 MR. NORTON: No, Your Honor.

11 (The jury entered the courtroom at 11:39 A.M.)

12 THE COURT: All right. I understand we have a  
13 verdict. Are you the jury foreperson?

14 THE FOREPERSON: Yes, ma'am.

15 THE COURT: Would you go ahead and give the verdict  
16 form to the officer. Thank you very much.

17 All right. This is the jury verdict in the *United*  
18 *States of America vs. Ryan Vincent Hill* as to Count 3. As to  
19 Number 1, as to the offense charged in Count 3 of the  
20 superseding indictment, we, the jury, find the defendant, Ryan  
21 Vincent Hill, guilty.

22 And as to Number 2, having found the defendant guilty  
23 of the offense charged in Count 3, we, the jury, further find  
24 with respect to that count that a firearm was brandished.

25 So say we all, signed and dated at the United States

1 Courthouse, Atlanta, Georgia, the 26th day of January, 2017.

2 And it is signed by Ryan W. Floyd, foreperson.

3 Does either party wish to poll the jury?

4 MR. NORTON: We would, Your Honor.

5 COURTROOM DEPUTY CLERK: Okay. I'm going to ask you  
6 a couple of questions. When I call your name, please stand up,  
7 please speak in the microphone, and just answer the question.

8 Ms. Arias-Vargas, was the verdict just published your  
9 verdict?

10 JUROR ARIAS-VARGAS: Yes, it is.

11 COURTROOM DEPUTY CLERK: Is it now your verdict?

12 JUROR ARIAS-VARGAS: Yes.

13 COURTROOM DEPUTY CLERK: Was the verdict entered  
14 freely and voluntarily by you?

15 JUROR ARIAS-VARGAS: Yes, it is.

16 COURTROOM DEPUTY CLERK: Thank you.

17 Mr. Charagh, was the verdict just published your  
18 verdict?

19 JUROR CHARAGH: Yes.

20 COURTROOM DEPUTY CLERK: Is it now your verdict?

21 JUROR CHARAGH: Yes.

22 COURTROOM DEPUTY CLERK: Was the verdict entered  
23 freely and voluntarily by you?

24 JUROR CHARAGH: Yes.

25 COURTROOM DEPUTY CLERK: Thank you.

1 Ms. Dyer, was the verdict just published your  
2 verdict?

3 JUROR DYER: Yes.

4 COURTROOM DEPUTY CLERK: Is it now your verdict?

5 JUROR DYER: Yes.

6 COURTROOM DEPUTY CLERK: Was the verdict entered  
7 freely and voluntarily by you?

8 JUROR DYER: Yes.

9 COURTROOM DEPUTY CLERK: Thank you.

10 Ms. Calhoun, was the verdict just published your  
11 verdict?

12 JUROR CALHOUN: Yes.

13 COURTROOM DEPUTY CLERK: Is it now your verdict?

14 JUROR CALHOUN: Yes.

15 COURTROOM DEPUTY CLERK: Was the verdict entered  
16 freely and voluntarily by you?

17 JUROR CALHOUN: Yes.

18 COURTROOM DEPUTY CLERK: Thank you.

19 Mr. Morgan, was the verdict just published your  
20 verdict?

21 JUROR MORGAN: Yes.

22 COURTROOM DEPUTY CLERK: Is it now your verdict?

23 JUROR MORGAN: Yes.

24 COURTROOM DEPUTY CLERK: Was the verdict entered  
25 freely and voluntarily by you?



1 JUROR MORGAN: Yes.

2 COURTROOM DEPUTY CLERK: Thank you.

3 Mr. Kypta, was the verdict just published your  
4 verdict?

5 JUROR KYPTA: Yes.

6 COURTROOM DEPUTY CLERK: Is it now your verdict?

7 JUROR KYPTA: Yes.

8 COURTROOM DEPUTY CLERK: Was the verdict entered  
9 freely and voluntarily by you?

10 JUROR KYPTA: Yes.

11 COURTROOM DEPUTY CLERK: Thank you.

12 Ms. Amin, was the verdict just published your  
13 verdict?

14 JUROR AMIN: Yes.

15 COURTROOM DEPUTY CLERK: Is it now your verdict?

16 JUROR AMIN: Yes.

17 COURTROOM DEPUTY CLERK: Was the verdict entered  
18 freely and voluntarily by you?

19 JUROR AMIN: Yes.

20 COURTROOM DEPUTY CLERK: Thank you.

21 Ms. George, was the verdict just published your  
22 verdict?

23 JUROR GEORGE: Yes.

24 COURTROOM DEPUTY CLERK: Is it now your verdict?

25 JUROR GEORGE: Yes.

1 COURTROOM DEPUTY CLERK: Was the verdict entered  
2 freely and voluntarily by you?

3 JUROR GEORGE: Yes.

4 COURTROOM DEPUTY CLERK: Thank you.

5 Mr. Hirshenberger, was the verdict just published  
6 your verdict?

7 JUROR HIRSHENBERGER: Yes.

8 COURTROOM DEPUTY CLERK: Is it now your verdict?

9 JUROR HIRSHENBERGER: Yes.

10 COURTROOM DEPUTY CLERK: Was the verdict entered  
11 freely and voluntarily by you?

12 JUROR HIRSHENBERGER: Yes.

13 COURTROOM DEPUTY CLERK: Thank you.

14 Ms. Blakemore, was the verdict just published your  
15 verdict?

16 JUROR BLAKEMORE: Yes.

17 COURTROOM DEPUTY CLERK: Is it now your verdict?

18 JUROR BLAKEMORE: Yes.

19 COURTROOM DEPUTY CLERK: Was the verdict entered  
20 freely and voluntarily by you?

21 JUROR BLAKEMORE: Yes.

22 COURTROOM DEPUTY CLERK: Thank you.

23 Mr. Smith, was the verdict just published your  
24 verdict?

25 JUROR SMITH: Yes.

1 COURTROOM DEPUTY CLERK: Is it now your verdict?

2 JUROR SMITH: Yes.

3 COURTROOM DEPUTY CLERK: Was the verdict entered  
4 freely and voluntarily by you?

5 JUROR SMITH: Yes.

6 COURTROOM DEPUTY CLERK: Thank you.

7 Mr. Floyd, was the verdict just published your  
8 verdict?

9 JUROR FLOYD: Yes.

10 COURTROOM DEPUTY CLERK: Is it now your verdict?

11 JUROR FLOYD: Yes.

12 COURTROOM DEPUTY CLERK: Was the verdict entered  
13 freely by and voluntarily by you?

14 JUROR FLOYD: Yes.

15 COURTROOM DEPUTY CLERK: Your Honor, the jury has  
16 been polled.

17 THE COURT: As the verdict is unanimous and all  
18 jurors have affirmed the verdict, I am directing Ms. McConochie  
19 to file and record the verdict.

20 Ladies and gentlemen of the jury, thank you so much  
21 for your thoughtful deliberations. You obviously spent some  
22 real time on this and thought. And it is a great public  
23 service, and we are all most appreciative.

24 You're free to go. But I would be -- you know, I  
25 would also like to chat with you. But if anyone wants to

1 leave, you are welcome to do so. But I will meet you in about  
2 -- anyone who wants to stay to talk with me in the jury room in  
3 about a minute or so -- minute or two.

4 So you are going to be excused. I need to say one or  
5 two things to the parties, and then I will meet whoever wants  
6 to. And it is always possible that some counsel may want to  
7 stay and talk with you about your perceptions of the case.  
8 That is completely voluntary and up to you. And if they want,  
9 though, they can stay out there by the elevator. But if you  
10 just want to leave, they won't bother you in any way. So I'll  
11 be back in about two minutes.

12 **(The jury exited the courtroom at 11:46 A.M.)**

13 THE COURT: All right. Mr. Hill, as the jury has  
14 found you guilty, we will reset the sentencing date so that the  
15 verdict as to Count 3 will be taken into account in the  
16 presentence report.

17 Ms. McConochie, do you have a proposed date?

18 COURTROOM DEPUTY CLERK: I do, Your Honor. March 27  
19 at 10:30 A.M.

20 THE COURT: All right. I know that, Mr. Hill, you've  
21 had family -- one or more family members who seem to have  
22 attended the trial or friends. And I'm very glad that they  
23 have been here for you. And I hope that they can be here in  
24 the future for you in all proceedings.

25 I do think that the jury thoughtfully reviewed the

1 evidence. I don't mean that as any conclusion on what they  
2 did. But they were a very serious jury in the way they  
3 undertook their responsibilities. And I will see you at the  
4 time of the sentencing.

5 Is there anything else I should address at this time,  
6 Counsel, from either party?

7 MR. NORTON: Your Honor, I just want to be sure that  
8 I preserve the Rule 29 motion that I previously made. I guess  
9 I will formally renew it since we're at this stage of the case.

10 THE COURT: All right. Your renewal of the motion is  
11 noted. As I indicated also at the time that I denied it  
12 originally that I thought there was evidence that could support  
13 a reasonable jury verdict in either direction and still think  
14 so. And, therefore, I will deny it in its subsequent form  
15 after the verdict.

16 All right. Thank you very much, gentlemen. We'll  
17 see you --

18 COURTROOM SECURITY OFFICER: All rise.

19 THE COURT: -- in a few months.

20 **(The proceedings were thereby concluded at**  
21 **11:49 A.M.)**

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## C E R T I F I C A T E

UNITED STATES OF AMERICA

NORTHERN DISTRICT OF GEORGIA

I, SHANNON R. WELCH, RMR, CRR, Official Court Reporter of the United States District Court, for the Northern District of Georgia, Atlanta Division, do hereby certify that the foregoing 463 pages constitute a true transcript of proceedings had before the said Court, held in the City of Atlanta, Georgia, in the matter therein stated.

In testimony whereof, I hereunto set my hand on this, the 17th day of March, 2017.

*Shannon R. Welch*

SHANNON R. WELCH, RMR, CRR  
OFFICIAL COURT REPORTER  
UNITED STATES DISTRICT COURT

UNITED STATES DISTRICT COURT  
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